Context

The federal Drug-Free Schools and Campuses regulations (cf. EDGAR Part 86) require educational institutions receiving federal aid to provide programming to prevent substance abuse, including the abuse of alcohol, and to assess the effectiveness of such programming on a biennial basis. An annual notification related to this programming is also required. It is to be included in standards of conduct; possible sanctions and other penalties for violating relevant laws and campus policies; statement about the health risks associated with the abuse of alcohol and other drugs (AOD) covered by the Controlled Substances Act (21 U.S.C. 811); and services available to students and employees, including treatment options. The annual notification can be disseminated in a number ways, and in pieces or all at once, so long as the means of sharing the information has a reasonable expectation of reaching all students and employees.

Further these regulations call for the biennial review of the effectiveness of this preventative programming. Reporting is expected to address not only the letter of the law, but also the spirit of the law and identify gaps in programming so that more evidence-based practices can be incorporated for the benefit of all members of the campus community.

The Higher Education Opportunity Act also requires the biennial report of that review to be available as part of general Title IV federal financial aid compliance, and institutions must provide a copy of its biennial report to the US Department of Education or its representative upon request.

As a non-residential campus with a large part-time population including many adult learners, student behavior on the University of Baltimore (UB) campus does not follow the patterns one sees at traditional residential college campuses. The greatest concentration of more traditional students are in the School of Law.

University of Baltimore Policy on Drug and Alcohol Use Policy

The use or abuse of controlled or illegal substances, and alcohol, pose a serious threat to the health and welfare of a large segment of the college student population through a lessening of academic performance, estrangement of social relations, creation of mental health and physiological problems, vandalism, and in some cases bodily injury, illness, and death. The University of Baltimore drug and alcohol policies are designed to help protect the health and welfare of students, observe state, federal and local laws and maintain an atmosphere and environment appropriate for learning. To review the policy in its entirety, please review the following link.

UB IV-1.1: Alcohol and Drug Policy

Alcohol Policy

The University of Baltimore permits the use of alcoholic beverages in designated areas on campus if such use is in conformity with all applicable alcoholic beverage laws and the specific University regulations. The use of alcoholic beverages on campus or at off-campus University
sponsored events must also be consistent with the maintenance of a high standard of conduct conducive to

**Drug Policy**

The University of Baltimore is committed to using all available means to prevent illegal activities on campus. Use, possession, sale, distribution, and being under the influence of controlled substances or illegal substances on University premises or at University-organized activities is strictly prohibited, except as permitted by law.

**Amnesty Policy**

The health and welfare of our community is the University’s primary concern. Any student who seeks help for themselves or another person during a medical emergency while under the influence of alcohol and/or drugs will not be charged by the University with a violation of University policy for being under the influence. Additionally, the person for whom help is sought will not be charged with a violation of University policy for being under the influence.

**New State Regulations and Policies**

A new Maryland law, which went into effect in fall 2017, requires students to be educated about the dangers of opioid addiction, four times in school: twice in elementary school, once in high school and once in college for incoming full-time, first year students. Additionally it also stipulates that campus police have a supply of the anti-overdose drug Naloxone.

UB completes with this legislation by providing students, both on campus and online, with an instructional module from Everfi. The opioid addiction prevention program is available through the student portal. Academic year 2017-2018 was the first year this was available. Future efforts could promote the module more to increase participation. Additionally, the University of Baltimore Police Department has received training on the use of Naloxone and has policy and procedures in place for its administration.

**Related Policies**

The University of Baltimore has a no smoking policy that has been in effect since 2005; see UB II-6.1: No Smoking Policy. It does not allow smoking by community members or guests inside any buildings or within 15 feet of an entrance to any university building.

**Standards and Sanctions**

Information regarding the standard legal and campus sanctions for drug and alcohol usage can be found below.

**Legal Sanctions for Alcohol**

Students and employees of the University of Baltimore are subject to state laws for possessing, consuming and obtaining alcohol. It is illegal in the state of Maryland for any person under 21 to falsify or misrepresent his or her age to obtain alcohol or to possess alcoholic beverages with the intent to consume them. It is also illegal in most situations to furnish alcohol to a person under
21 or to obtain alcohol on behalf of a person under 21. The penalty is a fine of up to $500 for a first offense and up to $1,000 for repeat offenses. Under section TR16-113 of the Maryland Annotated Code, licensees under the age of 21 years are prohibited from driving or attempting to drive a motor vehicle while having alcohol in the licensee’s blood. Violation of this license restriction may result in a license suspension or revocation and/or a fine.

All sales, distribution, and consumption of alcoholic beverages, must conform to regulations of the University as set forth herein, to the regulations of the Board of Liquor License Commissioners for Baltimore City, and the laws of the state of Maryland. Specifically, Article 2B of the Annotated Code of Maryland (Alcoholic Beverages Law):

1. Prohibits selling or permitting consumption of alcoholic beverages after the prescribed hours (Section 86);

2. Prohibits permitting any person to drink any alcoholic beverage not purchased from the license holder on the premises covered by the license and not permitted by the license to be consumed on the premises (Section 114);

3. Prohibits selling or furnishing any alcoholic beverages to a minor or a person visibly under the influence of any alcoholic beverage (Section 18). The City of Baltimore Liquor Board requires that a one-day liquor license be obtained and displayed at any event where beer and wine are sold (Liquor Board Rules and Regulations Rule 1.10) or that a caterer with off-sale caterer privilege be used (Liquor Board Rules and Regulations Rule 1.09).

Campus Violations for Alcohol

Violations of any regulation regarding alcoholic beverages will be adjudicated through the University’s judicial system, and where appropriate, through legal action. Students and organizations found to be in violation shall face a range of University sanctions as provided in the Code of Conduct, including but not be limited to, disciplinary reprimand, loss of privilege, restitution, disciplinary probation, disciplinary suspension, disciplinary dismissal, and disciplinary expulsion.

Legal Sanctions for Drugs

Students and employees at the University of Baltimore are subject to federal, state and local laws regarding the possession and distribution of illegal drugs. Federal Law 21 USCA, sections 841 and 844, states that it is unlawful to possess, manufacture, distribute or dispense a controlled substance. In addition, the state of Maryland has additional laws dealing with distribution, manufacturing, and possession of controlled substances. Maryland law (Sections 5-601, 5-602 and 5-607, Criminal Law Article) states that any persons who unlawfully manufacture, distribute, dispense or possess a controlled dangerous substance may be subject to imprisonment up to 5 years and fines up to $25,000. Maryland. Ann. Code Art. 27, section 286 (1989), further states that any person who unlawfully manufactures or distributes any controlled dangerous substances may be fined up to $25,000 and may be imprisoned for up to 20 years for a first offense.
Federal law 21 USC, sections 841 and 844–845a (1990), states that it is unlawful to possess any controlled substance for any illegal purpose. If the substance is cocaine, or contains a cocaine base, the penalty for simple possession is a fine and/or imprisonment from 5 to 20 years. For other illegal drugs, the penalty for simple possession is a fine of at least $1,000 and/or imprisonment for up to 3 years. The penalties increase if the possession includes intent to manufacture, distribute, or dispense a controlled substance, especially if done so near a public or private elementary, vocational, or secondary school, or a public or private college or university. Additionally, any person who violates this law shall also be liable to the United States for an amount up to $10,000 in civil penalties.

Convictions related to controlled and/or illegal substances will adversely impact a student’s ability to receive federal financial aid. 3 Also, in Baltimore City, under Article 19, section 58C of the City Code, it is illegal to loiter in a certified drug-free zone, with penalties of imprisonment of up to 30 days and a fine of up to $400.

**Campus Violations for Drugs**

Violations of laws and university policies and regulations regarding the use of controlled/illegal substances and alcohol at on-campus or University-organized activities off-campus are subject to prosecution through both law enforcement authorities and the campus judicial system. Penalties through the latter authority will depend on a careful review of the facts and circumstances of each individual case, but will take into consideration such factors as the accused person’s previous record, the nature of the substance, and the degree of culpability. The range of university penalties shall include, but not be limited to, disciplinary reprimand, loss of privilege, restitution, disciplinary probation, disciplinary suspension, disciplinary dismissal, and disciplinary expulsion.

**Campus Safety and Security Report**

Specific information regarding incidents including drugs and alcohol that occurred on campus can be found in the Annual Campus Security Reports below.

[Annual Campus Security Report - 2016](#)
[Annual Campus Security Report - 2017](#)

**Health Risks**

Health Risks Substance abuse is recognized as the number one public health problem in the United States accounting for about 150,000 deaths annually. This includes deaths from stroke, disease of the heart and liver, and all alcohol and drug related suicides, homicides and accidents. About 30 percent of all those admitted to general hospitals and 50 percent to psychiatric hospitals have detectable substance abuse.

[Health Risks of Alcohol and Abuse](#) (Center for Disease Control, 2017)
[Health Risks of Drug Misuse](#) (National Institute of Health, 2017)
Substance Abuse Prevention Program

The University of Baltimore has several different methods in place to help promote substance abuse prevention.

Campus Notification

A campus notification is sent annually that reminds students of policies and regulations that are in place to help build a health, safe and positive university community. The notification highlights specific policies and prompts students to the student handbook to be able to review all policies. The specific information that is posted about Alcohol and drugs can be found below.

Alcohol and Drugs

UB encourages all students to make healthy and safe choices.

In addition to federal, state and local law, the University has established a drug and alcohol policy and implements educational and prevention efforts in support of positive decision making and the promotion of a healthy campus environment.

First Year Seminar

All First Year Seminar’s utilize the same text the 8th edition of Keys to College Success by Carter and Kravits. Within the text, the third chapter specifically discusses Emotional and Physical Wellness with specific sections that discuss drug and alcohol usage. Instructors for the course are encouraged to utilize the text particularly the first few chapters and discuss the topic with new students.

Student Event Planning

Student organizations receive specific information and training regarding risk management as well as for planning events that may involve alcohol. This information is available via the student organization online platform. Additionally, events that involve alcohol must include the following requirements.

- Designate an Event Chairperson
- Reserve your event space (as outlined previously for on campus events).
- Request quote from a caterer with a liquor license.
- Ensure your advisor is available to be present at the event. At least one of the organization's advisors or advisor's designee is required to be present at the event.
  - The requirement to have an advisor present is waived if ALL of the following apply:
    - Participants are purchasing their own alcohol, i.e. the student organization is not paying for or facilitating the purchase of alcohol.
    - The venue where the event is being held has a liquor license and is providing the alcohol and servers.
    - The event is held off campus.
- An example of an event where an advisor would not need to be present is a happy hour held at a restaurant where the student organization is purchasing food but there is a cash bar for those in attendance.
- Complete the Student Organization Alcohol Agreement Form in CampusGroups.
- CSI and the UB Police Department will review your request. You will receive a notification once your request to serve alcohol has been approved.
- Obtain an invoice from a caterer with a Liquor License for the serving and providing the beer and wine.
- Complete an Event Incident Report after the event and submit it to CSI.

For the complete list of the requirements for student organizations wishing to host events with alcohol please visit the following link.

https://involvement.ubalt.edu/csi/event-planning/#Student%20Org%20Alcohol%20Policy

**Regulations for the Marketing, Sale, Distribution, and Consumption of Alcoholic Beverages at University Events**

All state, federal and local laws must be observed when marketing, selling and consuming alcoholic beverages.

**Designated Areas**

Alcoholic beverages may only be served and consumed in areas designated and approved by the Office of Auxiliary Services. When sold by student groups, a request to serve alcoholic beverages must be submitted to and approved by the Center for Student Involvement thirty days prior to the event.

**Precautionary Measures**

Individuals or organizations sponsoring events on or off-campus are to implement precautionary measures to ensure that alcoholic beverages are not abused, accessible, or served to persons under the legal drinking age (21) or to persons who appear intoxicated. Such measures shall include but not be limited to: identification and age verification checks, wristbands or hand stamps identifying those eligible to drink alcoholic beverages, having designated servers distribute all alcoholic beverages, prohibiting any form of drinking "contest" or game, restricting distribution of free and inexpensive alcoholic beverages, informing and arranging for UB police to be on call for all events, and having nonalcoholic beverages and food available where alcoholic beverages are served.

**Advertising/Promotion**

Promotional materials including advertisement of University events may not:

1. Make reference to the amount and price of alcoholic beverages (such as the number of beer kegs available),
2. Encourage any form of alcohol abuse,
3. Place emphasis on quantity and frequency of use,

4. Associate alcohol consumption with the performance of tasks that require skilled reactions such as the operation of motor vehicles or machinery, or

5. Portray drinking as a solution to personal or academic problems of students or as necessary to social, sexual, or academic success. All promotional materials shall note the availability of nonalcoholic beverages as prominently as alcohol. Alcoholic beverages may not be used as inducement to participate in a university/student organization sponsored event. Display or availability of promotional material for both on-campus and off-campus events shall be determined in consultation with the Director for the Center for Student Involvements or his/her designee.

Campus Marketing Programs

Campus marketing programs which include controlled sampling are permitted but shall conform to all University alcohol regulations, including the availability of alternative nonalcoholic beverages and food. No uncontrolled sampling as part of a campus event is permitted. The consumption of alcoholic beverages shall not be the sole purpose of any promotional activity. Marketing programs should have educational value and subscribe to the philosophy of responsible and legal use of the products represented. Marketers shall support campus alcohol awareness programs that encourage informed and responsible decisions about the use or nonuse of alcoholic beverages.

Free Alcoholic Beverages

Alcoholic beverages may not be provided as promotions, free awards or prizes to individual students or campus organizations. Free alcoholic beverages may not be served at student events without prior approval from the Director for the Center for Student Involvement or his/her designee.

Treatments and Referrals

Persons interested in discussing drug or alcohol related problems are encouraged to contact the University of Baltimore Counseling Center for either counseling or referral services. Besides offering crisis intervention and short-term counseling, the University of Baltimore Counseling Center makes an up-to-date resource directory available. Resources in the directory include a broad range of treatment modalities and support groups. As with any type of health care, confidentiality is always maintained.

For the 2016-2017 and 2017-2018 academic years, the university had on-site counseling services with a staff of two (2) full-time mental health professionals in the University Counseling Center. These professionals provided short term counseling to students as well as provided referrals for additional services that could be met by surrounding mental health professionals.
Additional information can be obtained at the following sites:
Addictions Hotline- 1.800.559.9503
Maryland Alcohol and Drug Administration
Baltimore County Substance Abuse Program- 410.887.3828
Baltimore Intergroup Council of Alcoholics Anonymous
Baltimore Area Narcotics Anonymous
Marian House
University of Maryland Treatment Sites

Employee Education

Employees are educated about the State of Maryland Substance Abuse Policy on the Human Resources New Employee Onboarding portion of the university website. This portion of the website also has information about the Employee Assistance Program which provides confidential assistance from licensed professionals for alcohol or other substance abuse and additional support. The Employee Assistance Program information can also be found within the campus web portal with several other important resources.
Recommendations

While UB has not identified wide spread misuses or abuse of alcohol and other controlled substances on campus or among its students and employees, there could be more robust communication, training and identification of appropriate data sources to determine if current practices are sufficient to help protect its community members.

The University conducts a climate survey on a biennial basis. This has not been conducted yet and should be done during the 2020-2021 academic year. Questions regarding alcohol use among students could be included in the upcoming survey.Responses could provide baseline data to identify concerns to be addressed. Another method to gather information and identify concerns related to drug and alcohol could be joining The Maryland Collaborative that emphasizes using evidence based strategies to reduce college drinking and related problems. The Maryland Collaborative also has developed the Maryland College Alcohol Survey which likely could likely serve as another survey instrument.

Abuse prevention programming has been more reactive then proactive at UB over recent years. Moving forward, UB will work to shift to more regular and consistent prevention efforts to better support the UB community. Another method for doing so may be maximizing the institution’s relationship with Everfi. Everfi is currently the provider for the institution’s Title IX training and the provider of the opioid addiction prevention program. The university currently also has access to Alcohol Edu and other alcohol education tutorials. A larger review of the integration and usage of this platform into the on boarding process, student support and student conduct processes will be necessary to shift away from the current reactive approach.